

**In the  
Indiana Supreme Court**

<b>ROBERT GARVEY and</b>	)	<b>Supreme Court No. 41S00-0602-SJ-61</b>
<b>DARLENE GARVEY</b>	)	
	)	
<b>vs.</b>	)	
	)	<b>Case No. 41D03-0601-PL-4</b>
<b>J.A. WOODS</b>	)	<b>in the Johnson Superior Court No. 3</b>

**ORDER REMANDING JURISDICTION TO TRIAL COURT**

Comes now the Hon. Kim Van Valer Shilts, Judge of the Johnson Superior Court No. 3, and pursuant to Ind.Trial Rule 79(H), certifies this matter here for the appointment of a special judge.

And this Court, being duly advised, now finds that jurisdiction of this matter should be remanded to the Johnson Superior Court No. 3 and Judge Van Valer Shilts for appointment of a special judge pursuant to local rule. The judge selected pursuant to local rule must accept the case unless disqualified, ineligible or excused by this Court. Ind. Trial Rule 79(H).

IT IS, THEREFORE, ORDERED that jurisdiction of this matter is remanded to the Johnson Superior Court No. 3 and Judge Van Valer Shilts for appointment of a special judge pursuant to local rule.

The Clerk of this Court is directed to forward notice of this Order to the Hon. Kim Van Valer Shilts, Johnson Superior Court, Five East Jefferson Street, Franklin, IN 46131-2339, and to the Clerk of the Johnson Superior Court No. 3.

The Clerk of the Johnson Superior Court No. 3 is directed to forward notice of this Order to all parties of record in the case below.

DONE at Indianapolis, Indiana, this \_\_\_\_\_ day of February, 2006.

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Randall T. Shepard  
Chief Justice of Indiana